

CITY OF ALAMEDA

Memorandum

To: Honorable Mayor and
Members of the City Council

From: John A. Russo
City Manager

Date: February 7, 2012

Re: Adopt a Resolution Appointing an Engineer and an Attorney for Maintenance
Assessment District 01-1 (Marina Cove)

BACKGROUND

On June 7, 2002, the City Council established Maintenance Assessment District 01-1. The purpose of this assessment district is to provide maintenance for the City park, sidewalks, and landscaping in the Marina Cove development (see attached map).

DISCUSSION

It is necessary to appoint an Engineer-of-Work for the annual preparation of the assessment diagram and to determine the assessment amount, by parcel, for the maintenance assessment district. It is also necessary to appoint an Attorney-of-Record to perform the legal services required in the conduct of these annual proceedings. Consistent with the current practice, it is recommended that the City Engineer be appointed as the Engineer-of-Work and that the City Attorney be appointed as Attorney-of-Record for the District.

FINANCIAL IMPACT

All direct costs for services, such as landscape maintenance, are presently charged to the Maintenance Assessment District. In addition, indirect costs of \$2,000 for attorney fees and \$2,600 for engineering, advertising, and mailing fees will also be charged to the Maintenance Assessment District.

MUNICIPAL CODE/POLICY DOCUMENT CROSS REFERENCE

This action does not affect the Municipal Code.

City Council
Agenda Item #5-E
02-07-12

RECOMMENDATION

Adopt a resolution appointing an Engineer and an Attorney for Maintenance Assessment District 01-1, Marina Cove.

Respectfully submitted,



Matthew T. Naclerio
Public Works Director

By,



Marge McLean
Administrative Specialist

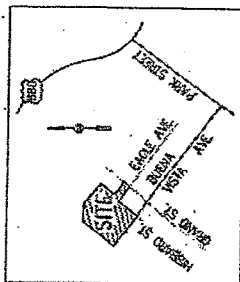
Approved as to funds and account,



Fred Marsh
Controller

Exhibit

1. Maintenance Assessment District Map



VICINITY MAP
NO SCALE

LEGEND

BOUNDARY LINE OF PROPOSED MAINTENANCE
ASSESSMENT DISTRICT NO. 1

FOR THE PARTICULARS AND LINES OF DIMENSIONS OF THE ASSESSOR'S PARCEL NUMBERS REFERENCED IN
THIS MAP, SEE THE CITY MAP NO. 7170 OF THE CITY OF ALAMEDA, CITY OF ALAMEDA

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF ALAMEDA, STATE OF CALIFORNIA, THIS
DAY OF _____, 2002.

DAN WESSER, CITY CLERK

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWS PROPOSED BOUNDARIES OF CITY OF ALAMEDA MAINTENANCE
ASSESSMENT DISTRICT NO. 1 (ALAMEDA CODE SECT 7170), COUNTY OF ALAMEDA, STATE OF CALIFORNIA, WAS
APPROVED BY THE CITY COUNCIL OF THE CITY OF ALAMEDA AT A REGULAR MEETING THEREOF HELD ON THE
DAY OF _____, 2002, IN ITS RESOLUTION NO. _____.

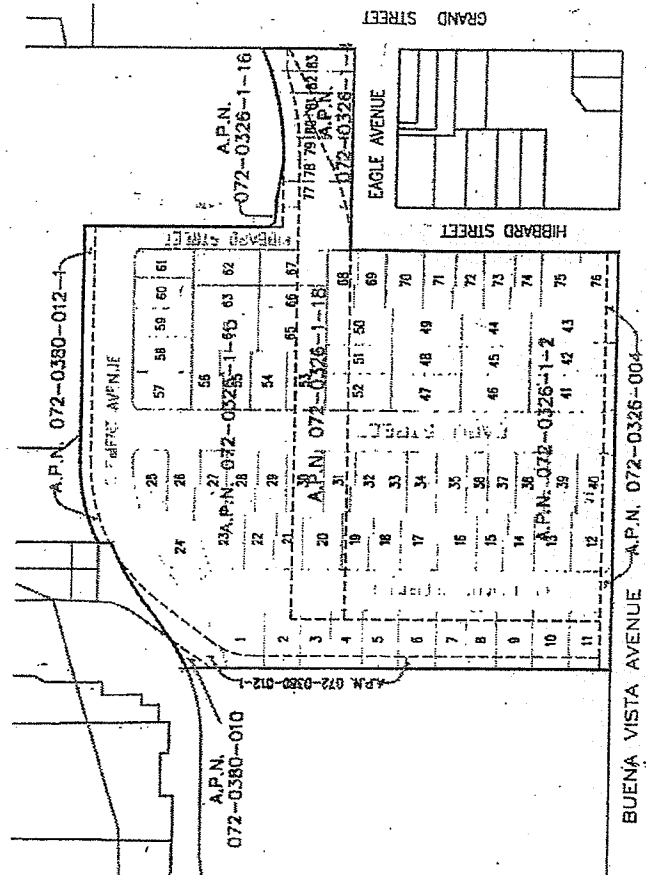
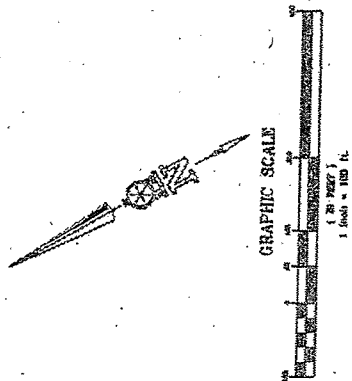
DAN WESSER, CITY CLERK

FILED THIS _____ DAY OF _____, 2002, AT THE HOUR OF _____ O'CLOCK, IN BOOK _____ OF MAPS OF
ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE _____ IN THE OFFICE OF THE COUNTY RECORDER
IN THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA.

COUNTY RECORDER
COUNTY OF ALAMEDA
STATE OF CALIFORNIA

BOUNDARIES OF MAINTENANCE ASSESSMENT DISTRICT NO. 1

CITY OF ALAMEDA, COUNTY OF ALAMEDA, STATE OF CALIFORNIA
DATE: MAY 2002
SCALE 1"=100'
DELLAUCCHI & ASSOCIATES, INC.
CONCORD



CITY OF ALAMEDA RESOLUTION NO. _____

APPOINTING AN ENGINEER AND AN ATTORNEY FOR
CITY OF ALAMEDA MAINTENANCE ASSESSMENT
DISTRICT 01-1, (MARINA COVE)

Approved as to Form

City Attorney

WHEREAS, by its previous proceedings, the City Council of the City of Alameda determined to undertake the formation of the first maintenance assessment district within the City of Alameda Maintenance Assessment District 01-1 (hereinafter the "District") pursuant to the provisions of Chapter 3, Article V of the Alameda Municipal Code (the City of Alameda Maintenance Procedure Code) (hereinafter the "Code"), which also incorporates the procedural requirements of the Landscape and Lighting Act of 1972 (hereinafter the "Act"); and

WHEREAS, sections 22620 et seq. of the Act provide for the levy of annual maintenance assessments after formation of the District; and

WHEREAS, the purpose of said assessments is to provide for enhanced maintenance in the zones established within said District described in proceedings in and for said District heretofore approved by this Council and herein incorporated by this reference; and

WHEREAS, the public interest and convenience will be served by appointing an Engineer-of-Work and an Attorney-of-Record for assessment and legal services; and

WHEREAS, it would be advantageous to the City to continue with the services of the City Engineer as the Engineer-of-Work and the City Attorney as the Attorney for said District.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Alameda that the City Engineer for the City of Alameda is hereby appointed as Engineer-of-Work for the purpose of preparing the assessment diagram and the assessment amount, by parcel, within the zones of the City of Alameda Maintenance Assessment District 01-1.

BE IT FURTHER RESOLVED that the City Attorney for the City of Alameda is hereby appointed as Attorney-of-Record to perform the legal services required in the conduct of said proceedings.

* * * * *

Resolution #5-E CC
02-07-12

I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in regular meeting assembled on the 7th day of February, 2012, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 8th day of February, 2012.

Lara Weisiger, City Clerk
City of Alameda